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FACSIMILE TRANSMISSION

Date: March 15, 2006

To: United States Patent & Trademark Office

Fax: 571-273-8300

From: Jonathan P. Kudla

Number of Pages (including cover sheet): 20

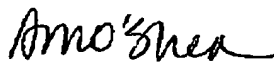
RE: Transmission of Amendment and Response to Office Action
U.S. Serial No. 10/027,499
Filed: December 20, 2001

CERTIFICATE OF FACSIMILE TRANSMISSION UNDER 37 CFR 1.8

Facsimile Number: 571-273-8300

Date: March 15, 2006

I hereby certify that this correspondence, and the papers referred to herein, are being facsimile transmitted to the United States Patent and Trademark Office on the date indicated above.



Anne M. O'Shea

Papers Included Herewith:

1. Fax Cover Sheet (1 page);
2. Transmittal Form (1 page);
3. Amendment Transmittal Form (1 page);
4. Credit Card Payment Form PTO-2038 (1 page); and
5. Amendment and Response to Office Action (16 pages).

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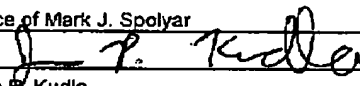
PTO/SB/21 (09-04)

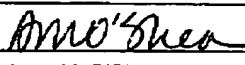
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| | | |
|---|------------------------|------------------|
| TRANSMITTAL FORM (to be used for all correspondence after initial filing) | Application Number | 10/027,499 |
| | Filing Date | Dec 20, 2001 |
| | First Named Inventor | Okholm, Jon Eric |
| | Art Unit | 2667 |
| | Examiner Name | Kerri M. Dyke |
| Total Number of Pages in This Submission | Attorney Docket Number | 6533/53656 |

| ENCLOSURES (Check all that apply) | | |
|---|--|--|
| <input checked="" type="checkbox"/> Fee Transmittal Form <input checked="" type="checkbox"/> Fee Attached (PTO Form 2038) <input checked="" type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53 | <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD | <input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): <div style="text-align: center; font-family: cursive; font-size: 1.2em;">Credit Card payment form</div> |
| Remarks | | |

| SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT | | | |
|--|---|----------|--------|
| Firm Name | Law Office of Mark J. Spolyar | | |
| Signature |  | | |
| Printed name | Jonathan P. Kudla | | |
| Date | March 15, 2006 | Reg. No. | 47,724 |

| CERTIFICATE OF TRANSMISSION/MAILING | | | |
|---|---|------|----------------|
| I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below., or the correspondence is being facsimile transmitted to the USPTO on the date shown below. | | | |
| Signature |  | | |
| Typed or printed name | Anne M. O'Shea | Date | March 15, 2006 |

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

In you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

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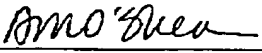
Mar 15 06 03:38p

Mark J. Spolyar

415-480-1780

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|---|-------------------------------------|--|--|--------------------------------|-------|-------------------|
| AMENDMENT TRANSMITTAL LETTER | | | | Attorney Docket No: 53656 | | |
| Application Serial Number: 10/027,499 | | Filing Date: 12/20/2001 | | Examiner: Kerri M. Dyke | | Art Unit: 2667 |
| Invention: Interface Facilitating Configuration of Network Resource Utilization | | | | | | |
| TO THE COMMISSIONER FOR PATENTS: Transmitted herewith is an amendment in the above-identified application. The fee has been calculated as shown below. | | | | | | |
| CLAIMS AS AMENDED | | | | | | |
| | CLAIMS REMAINING AFTER AMENDMENT | | HIGHEST NUMBER PREVIOUSLY PAID FOR | NO. OF EXTRA CLAIMS PRESENT | RATE | ADDITIONAL FEE |
| TOTAL CLAIMS | 37 | MINUS | 31 | 6 | \$50 | \$ 300.00 |
| INDEP. CLAIMS | 3 | MINUS | 3 | 0 | \$200 | \$ 0.00 |
| _____ Petition is hereby made under 37 CFR 1.136(a) to extend the time for response to the Office Action of <u>12/20/2005</u> to and through _____, comprising an extension of the shortened statutory period of: _____ one month (\$120.00) _____ three months (\$1,020.00) _____ two months (\$450.00) _____ four months (\$1,590.00) | | | | | | |
| TOTAL ADDITIONAL FEE FOR THIS AMENDMENT | | | | | | |
| _____ Small entity status of this application under 37 CFR 1.9 and 1.27 has been established by a verified statement previously submitted. _____ A verified statement to establish small entity status under 37 CFR 1.9 and 1.27 is enclosed. _____ A check in the amount of \$ _____ is attached. _____ Charge \$ _____ to Deposit Account _____. <u> X </u> Payment by credit card. Credit Card Payment Form PTO-2038 attached. _____ No additional fee is required. | | | | | | |
| <u>3/15/2006</u> date | |  Jonathan P. Kudla Reg. No. 47,724 | | | | |
| I hereby certify that this Correspondence is being deposited with the United States Postal service with sufficient postage for first class mail in an envelope address to the Commissioner for Patents, Mail Stop PCT, P.O. Box 1450, Alexandria, VA 22313-1450, or the correspondence is being facsimile transmitted to the USPTO, on <u>3/15/2006</u> . | | | | | | |
|  Anne M. O'Shea | | | | | | |

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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|--|---|------------------------|
| Applicant: J. Okholm et al |) | |
| Applicant's Ref: 6533/53656 |) | Examiner: K. Dyke |
| Serial No.: 10/027,499 |) | Group Art Unit: 2667 |
| Filed: December 20, 2001 |) | Date: March 15, 2006 |
| Title: INTERFACE FACILITATING CONFIGURATION OF NETWORK RESOURCE UTILIZATION |) | Confirmation No.: 2002 |

AMENDMENT AND RESPONSE TO OFFICE ACTION

**Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450**

Dear Sir:

In response to the Office Action dated December 20, 2005, please enter the following amendments and consider the following remarks.

Amendments to the claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/arguments begin on page 10 of this paper.

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| Attny Dkt. No.: 6533/53656 | 1 | 10/027,499 |
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